IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3514 OF 2004
IN
APPEAL NO. 558 OF 2004
IN
NOTICE OF MOTION NO. 3527 OF 2002
IN
SUIT NO. 4007 OF 2002

Credence Property Developers Pvt Ltd. .. Appellants

versus

Chauudhary Abdul Majid Shahadat
and others .. Respondents

...

Mr.Yashodhan Divekar i/b Divekar & Co. for the appellant.

Mr.Snehal Shah a/w Mr.Jayesh Vyas for the respondent nos.5 to 10, 19, 20, 30, 31 and 37.

Mr.S.A. Divan i/b M/s.Thakore Jariwala & Associates for the respondent nos.1 to 4.

Mr.Jayesh Bhatt for the respondent nos.1 to 18.

CORAM : R.M. LODHA AND
D.G. KARNIK, JJ

DATED : 16th December 2005.

P.C.:

1. We have already expedited the hearing of the

appeal and directed the office to post the appeal for final hearing in the week commencing from 27th February 2006 and in view thereof, we are satisfied that the prayer clauses (a) and (b) in the application do not deserve to be granted.

2. As regards prayer clause (c), we have already dismissed Notice of Motion no.380 of 2005 and for that reasons, we are satisfied that prayer clause (c) does not deserve to be granted.

3. Notice of Motion stands disposed of accordingly.

(R.M. LODHA, J)

(D.G. KARNIK, J)